IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

: Customer Number: 31824

Christopher Robert Bebbington, et al.

Confirmation Number: 9929

Serial No.: 10/585,149

Group Art Unit:

Filed: June 30, 2006

Examiner: Not Yet Assigned

For:

TRANSACTIVATION SYSTEM FOR MAMMALIAN CELLS

CERTIFICATE OF MAILING UNDER 37 CFR 1.10

"EXPRESS MAIL"

"Express Mail" mailing label number EM 112182643 US

Date of Deposit: February 3, 2009

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CHERE ROBINSON

Mail Stop Amendment Commissioner for Patents Office of PCT Operations P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

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Transmitted herewith is Summary of Telephonic Interview

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment, to Deposit Account No. 502203, including any filing fees under 37 CFR 1.16 and any processing fees under 37 CFR 1.17.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Andrew A. Kumarioto Registration No. 40,960

Please recognize our Customer No. 31824 as our correspondence address.

600 13th Street, N.W.

Washington, DC 20005-3096 Phone: 202.756.8000 AK:pab Facsimile: 202.756.8087 Date: February 3, 2009

MPK 116399-1.073678.0026

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SUMMARY OF TELEPHONIC INTERVIEW

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Sir:

The undersigned thanks Examiner Kidwell for the telephonic interview of February 3, 2009. During the interview Applicant inquired regarding the January 22, 2009, NOTIFICATION OF ABANDONMENT in view of the December 8, 2008, Patent Office Decision vacating a similar NOTIFICATION OF ABANDONMENT.¹

Examiner Kidwell informed Applicant that the January 22, 2009, NOTIFICATION OF ABANDONMENT had been issued in error and would be withdrawn by the Patent Office. Applicant understands that no Petition to Withdraw in response to the January 22, 2009,

¹ The December 8, 2008, Decision also vacated the March 26, 2007 Notification of Missing Requirements that was the basis for both the March 27, 2008 and January 22, 2009, Notification of Abandonments.

NOTIFICATION OF ABANDONMENT is necessary because the Patent Office is sua sponte withdrawing this notification.

Applicant wishes to thank Examiner Kidwell for streamlining this process and rendering it unnecessary for Applicant to file a Petition to Withdraw Abandonment.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Andrew Kumamoto Registration No. 40,690

18191 Von Karman Avenue, Suite 500

Irvine, California 92612-7108 Phone: 650.813.5137 AAK:pab

Facsimile: 949.851.9348 **Date: February 3, 2008**

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